



RCE / IFW \$
Atty. Dkt. No. 028622-0130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Nicholas BARDEN et al.
Title: MEANS AND METHODS FOR DIAGNOSING AND TREATING
AFFECTIVE DISORDERS
Appl. No.: 10/825,593
Appl. Filing Date: 04/16/2004
Examiner: Michael D. Pak
Art Unit: 1646
Confirmation No. 7794

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. § 1.114: (check items that apply)

a. Previously submitted:

[] Please enter and consider the amendment and/or reply previously filed on ____.

12/03/2008 AMONDAF1 00000089 10825593

01 FC:2801
02 FC:2252

405.00 OP
245.00 UP

☐ Other ____.

b. Enclosed are:

☒ Amendment and Reply Under 37 CFR § 1.114(c) (17 pgs.)

☒ Declaration Under 37 CFR § 1.132 of Dr. Florian Holsboer (4 pgs.), with Exhibits A1 (Curriculum Vitae) (4 pgs.); B1 (Diagnostic and Statistical Manual of Mental Disorders) (16 pgs.); and C1 ("A Pilot Placebo-Controlled Study of Fluvoxamine for Pathological Gambling" and "Placebo-Controlled Study of Fluvoxamine in the Treatment of Patients with Compulsive Buying") (11 pgs.) and D1 ("Paroxetine treatment of pathological gambling: a multi-centre randomized controlled trial") (7 pgs.);

☒ Declaration Under 37 CFR § 1.132 of Dr. Norbert Müller (4 pgs.), with Exhibits A2 (Curriculum Vitae) (1 pg.); B2 (Mood Episodes) (10 pgs.); C2 (Impulse-Control Disorders Not Elsewhere Classified) (17 pgs.); D2 (Impulse-Control Disorders Measures) (7 pgs.); and E2 (Mood Disorders Measures) (7 pgs.).

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$810.00	= \$810.00
Total Claims:	49	-	56 = 0	x \$52.00	= \$0.00
Independents	9	-	10 = 0	x \$220.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$390.00	= \$0.00
CLAIMS FEE TOTAL:					= \$810.00

[X] Applicants hereby petition for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$130.00	0	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:	\$490.00		\$490.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$1,110.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,730.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,350.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$490.00
EXTENSION FEE ALREADY PAID: -				\$0.00
EXTENSION FEE TOTAL				\$490.00
CLAIMS AND EXTENSION FEE TOTAL:				\$1300.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$650.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$650.00

A credit card payment form in the amount of \$650.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date December 2, 2008

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 672-5527

Facsimile: (202) 672-5399

By Richard C. Peet RA Reg # 59,349

for Richard C. Peet
Attorney for Applicants
Registration No. 35,792